

4.6.5.1 Application and Review Process/Completing Permit Application Forms/ Permit Fees/Construction Permit Fees

Applicability:

Discusses the fees payable to the state of Missouri at the time of application for a construction permit.

Content:

The Clean Water Law in Section 644.053.1, .2 and .3 authorizes construction permit fees. The regulations, 10 CSR 20-6.011(1), (2) and (5), address construction permit fees and provide some additional procedural requirements. The construction permit process is in 10 CSR 20-6.010 and additional information and forms are available at <http://www.dnr.mo.gov/env/wpp/permits/ww-construction-permitting.htm>.

Construction permit fees are to be submitted at the time of the construction permit application. The application is incomplete without the fee.

Typically, the department reviews a construction permit application for completeness following its submission. Applicants are informed if the application does not consist of the proper forms, the fee and supporting information as described at 10 CSR 20-6.010. Applications will be returned to the applicant if the missing items are not submitted in the time frame set by the department in the comment letter. Construction permit fees for returned applications are forfeited by the applicant.

If the application is withdrawn while it is being reviewed and processed by the department, the fee is forfeited by the applicant.

Construction permit fees for applications involving the modification of an existing sewage treatment facility are based on the design flow of the treatment plant after the modifications are complete.

Construction permit fees are to be paid by check or money order made payable to the State of Missouri. The construction permit fee is to be included in the application submitted to the Water Protection Program in Jefferson City. If the fee payment check is returned to the department marked insufficient funds, review of the construction permit application ceases. The applicant is notified and given 10 days to correct the situation. If the insufficiency is not corrected, the application is returned as incomplete.

The following are the construction permit fee amounts in accordance with 10 CSR 20-6.0100(2)(K):

- \$1,000 for construction of a wastewater treatment plant with a design flow less than 500,000 gallons per day (gpd);
- \$,3000 for construction of a wastewater treatment plant with a design flow of 500,000 or more gallons per day;
- \$300 for construction of 1001 feet or more of sanitary sewers; and
- \$300 for construction of two or more sewage pumping stations (lift stations).

If an applicant proposes to build a project that includes more than one listed item (i.e., treatment plant, sanitary sewers, sewage pumping stations), only the highest appropriate fee for one of the

items is to be paid. For example, if a project consists of a 250,000 gpd treatment plant, 2000 feet of sanitary sewers and two sewage pumping stations, the construction permit fee would be \$1,000 based on the treatment plant. If a project consisted of 900 feet of sanitary sewers and two sewage pumping stations, the fee would be \$300 based on the pumping station component.

Additionally new and expanding wastewater treatment facilities will have to apply for an anti-degradation review in accordance with 10 CSR 20-7.031(2). The procedures hereby incorporated by reference and known as the "Missouri Antidegradation Rule and Implementation Procedure" are available on the web at <http://www.dnr.mo.gov/env/wpp/docs/AIP050212.pdf>. Additional antidegradation information is available at <http://www.dnr.mo.gov/env/wpp/permits/antideg-implementation.htm>.

The following are the construction permit fee amounts in accordance with 10 CSR 20-6.0100(2)(J):

- \$250 for an anti-degradation review or a water quality review analysis for an existing wastewater treatment plant that will be upgraded;
- \$500 for an anti-degradation review for a new wastewater treatment plant if the design flow is less than 100,000 gallons per day; and
- \$1,000 for an anti-degradation review for a new wastewater treatment plant if the design flow is equal to or more than 100,000 gallons per day.

Legal References: *Missouri Clean Water Law, Chapter 644*
644.053.1, 2. And .3

Prohibited acts--permits required, when, fee--bond required of permit holders, when—permit application procedures--rulemaking--limitation on use of permit fee moneys.

Code of State Regulations:

10 CSR 20-6.010 Construction and Operating Permits -

10 CSR 20-6.011

10 CSR 20-7.031(2)

Other Links:

3.7 Construction Permits (5 topics)

Water Pollution Control Permit Fees, summary sheet with examples, revised 11/7/2000

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